

FURUSE *et al.*, SN 10/085,002
Amdt. dated 02 August 2004
Reply to OA dated 01 April 2004

500.41298X00/W0274-01EF
Page 10

REMARKS

This Amendment is responsive to the Office Action identified above, and is responsive in any other manner indicated below.

SPECIFICATION CHANGES

Amendments are made to the specification in order to correct errors noted during further review. No new matter is added.

PENDING CLAIMS

Claims 1-5 were pending, under consideration and subjected to examination in the Office Action. Appropriate claims have been amended, added or canceled (without prejudice or disclaimer) in order to adjust a clarity and/or focus of Applicant's claimed invention. That is, such changes are unrelated to any prior art or scope adjustment and are simply refocused claims in which Applicant is presently interested. At entry of this paper, Claims 1-14 are pending for consideration and examination.

REJECTION UNDER §112, 2ND PAR. OBVIATED VIA CLAIM AMENDMENT

Claims 1-5 have been rejected under 35 USC §112, second paragraph, as being indefinite for the concerns listed within the section numbered "2" beginning on page 2 of the Office Action. Claims 1-5 have been carefully reviewed and carefully amended where appropriate in order to address the Office Action listed concerns. Further, care has been taken to avoid any 35 USC §112, second paragraph concerns with respect to added claims 6-14. As the foregoing is believed to have

FURUSE *et al.*, SN 10/085,002
Amdt. dated 02 August 2004
Reply to OA dated 01 April 2004

500.41298X00/W0274-01EF
Page 11

addressed all §112 second paragraph concerns, reconsideration and withdrawal of the §112 second paragraph rejection and allowance of all of present claims 1-14 are respectfully requested.

ALL CLAIMS IN CONDITION FOR ALLOWANCE

In view of the fact that all §112, 2nd paragraph concerns have now been addressed, and the fact that no prior art has been applied in rejection of Applicant's claims, it is respectfully submitted that all presently pending claims are now in condition for allowance. A Notice of Allowance with respect to the present application is respectfully requested.

EXAMINER INVITED TO TELEPHONE

The Examiner is invited to telephone the undersigned at the local D.C. area number of 703-312-6600, to discuss an Examiner's Amendment or other suggested action for accelerating prosecution and moving the present application to allowance.

RESERVATION OF RIGHTS

It is respectfully submitted that any and all claim amendments and/or cancellations submitted within this paper and throughout prosecution of the present application are without prejudice or disclaimer. That is, any above statements, or any present amendment or cancellation of claims (all made without prejudice or disclaimer), should not be taken as an indication or admission that any objection/rejection was valid, or as a disclaimer of any scope or subject matter.

FURUSE *et al.*, SN 10/085,002
Amdt. dated 02 August 2004
Reply to OA dated 01 April 2004

500.41298X00/W0274-01EF
Page 12

Applicant respectfully reserves all rights to file subsequent related application(s) (including reissue applications) directed to any/all previously claimed limitations/features which have been subsequently amended or cancelled, or to any/all limitations/features not yet claimed, *i.e.*, Applicant continues (indefinitely) to maintain no intention or desire to dedicate or surrender any limitations/features of subject matter of the present application to the public.

CONCLUSION

In view of the foregoing amendments and remarks, Applicant respectfully submits that the claims listed above as presently being under consideration in the application are now in condition for allowance. Accordingly, early allowance of such claims is respectfully requested.

Attached hereto is a Petition for Extension of Time Under 37 CFR §1.136 and Form PTO-2038 authorizing payment of the requisite Petition fee (Code 1251). To whatever other extent is actually appropriate, Applicant respectfully petitions the Commissioner for an extension of time under 37 CFR §1.136. Please charge any deficiency in fees to ATS&K Deposit Account No. 01-2135 (as No. 500.41298X00).

Respectfully submitted,



Paul J. Skwierawski, Registration No. 32,173
ANTONELLI, TERRY, STOUT & KRAUS, LLP
1300 North Seventeenth Street, Suite 1800
Arlington, Virginia 22209-3801, USA
Telephone 703-312-6600
Facsimile 703-312-6666